

6/22/87

Minutes of a Special Board Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Monday, June 22, 1987, at 4:00 P.M.

Present: Joseph F. Janoski, Supervisor
John Lombardi, Councilman
Robert Pike, Councilman
Louis Boschetti, Councilman
Victor J. Prusinowski, Councilman

Also Present: Richard Ehlers, Town Attorney

WAIVER OF NOTICE AND CONSENT OF SPECIAL MEETING

We, the undersigned, being all members of the Town Board of the Town of Riverhead, Suffolk County and State of New York, do hereby waive notice of the time, place, date and purpose of a meeting of the Town Board of the Town of Riverhead, to be held at the Town Hall, Riverhead, New York, at 4:00 P.M. on the 22nd day of June, 1987, and do consent to the holding of such meeting for the purpose of Adopting resolutions regarding Notice to Bidders for Restroom facility at Stotsky Park and South Jamesport Beach; Asphaltic pathway for the Handicapped at Stotsky Park; and any other matters that may come before the Board..

Dated: June 17, 1987

TOWN BOARD MEMBERS,
TOWN OF RIVERHEAD, NEW YORK

Joseph F. Janoski
Supervisor

John Lombardi
Councilman

Victor Prusinowski
Councilman

Robert Pike
Councilman

Louis Boschetti
Councilman

FILED.

Supervisor Janoski called the meeting to order at 4:00 p.m. and the Pledge of Allegiance was recited.

Supervisor Janoski, "I will, at this time, open up the meeting to recognize anyone wishing to comment. George."

George Schmelter, Calverton, "I wish the Board to go on record against state legislation giving the D.E.C. power of the river and nearby lands." Thank you gentlemen."

Supervisor Janoski, "Thank you. Is there anyone else present who wishes to address the Board? Yes sir."

Nicolas Mendarro, "I own an eighth and three quarters on 225A, northside, at the intersection of Sound Avenue and 25A. I'm paying taxes on this for 35 years. Forty-eight hours ago, I received a letter, no other notice, and I just happened to pick it up by accident because currently I reside in Southold and Sag Harbor, telling me that they're going to vote to put a moratorium on land that I'm paying tax for a third of a century. Now, if I intend to build on it, somebody decides they would like to keep it vacant that don't own it. Something is wrong and I just like to know what this moratorium is about. I received no other mail but this 48 hours ago. After paying tax for 35 years, I think I'm entitled to more than that."

Supervisor Janoski, "The acre and a quarter that you own, is that for residential development?"

Nicolas Mendarro, "It's zoned commercial."

Supervisor Janoski, "Is that how it's going to be developed; commercially?"

Nicolas Mendarro, "Yes. Eventually. I'm waiting for my daughters and my son-in-laws to grow up so they could do something and do something together. And now I find out that after 35 years, they're telling me moratorium. What is this? Just take my land away."

Supervisor Janoski, "The proposed moratorium that we're considering this afternoon has a termination date of November 2nd of this year. Would you be planning to initiate a project prior to that?"

Nicolas Mendarro, "No. I can't still. This doesn't explain. This just says moratorium."

Councilman Prusinowski, "Sir, I explained it to you."

Nicolas Mendarro, "You did explain it to me."

Councilman Prusinowski, "And what I said that even if you were to put an application in today for the current zoning which I believe is country rural, it would still take you over a year to get a building permit, going through the process of site plan review and getting your Health Department permits. We've approved

PERSONAL APPEARANCES ContinuedCOUNCILMAN PRUSINOWSKI, Continued

the site plan in Wading River over a year ago for country rural. And still to this point, that applicant has not received his Health Department approvals. This would not effect you either way. You do not have immediate plans to develop the property. The only effect it might have is if the property is designated in a hamlet study to be changed in the current zoning. At which point there will be other public hearings and you'll have the right to give your opinion either way on the proposals."

Nicolas Mendarro, "How would I know? I may be out of town for a number of months. Don't you think we should be entitled to a letter?"

Councilman Prusinowski, "I think you should subscribe to the local newspaper in town which carries all the legal notices and have that mailed to your house in Staten Island and that way you can watch for your legal notices and keep up on the local news. And I work for their competition, so I think you should subscribe to that paper. They are the designated newspaper in town; the News-Review. Get a subscription. I use to work there many years ago. Have it mailed to both Southold and to Staten Island and this way you can keep abreast of A; the local news that's going on that effects your property and B; all the legal notices are in there. The young lady is there. She works with the News-Review in Riverhead. Ask them. They cost like six dollars and you get your subscription."

Nicolas Mendarro, "Thank you." You can see my concern in the letter like this through the mail tells me, after I'm paying for 35 years, they say I can't use the land. Some scary." Thank you."

Supervisor Janoski, "Yes it is. Thank you. Is there anyone else who wishes to be recognized to address the Town Board? Mr. Chriccio."

Guy Chriccio, Wading River, "Good afternoon gentlemen. Gull's Meat and Dairy in Wading River. I think everyone in here knows how I feel about this zoning. I was under the impression several weeks ago the Supreme Court passed a ruling that it is illegal to have this type of zoning. I also would like to know why we are having this moratorium when we just had one at the last building stage. Can someone answer that?"

Councilman Prusinowski, "Because there has been talk in Wading River of doing a comprehensive hamlet study which the Town Board has officially kicked off the ground. And all your neighbors up in Wading River are clammering and coming down here on a regular basis demanding that some action be taken to protect the citizens of Wading River from this onslaught of development that is coming. So to accommodate them because they are our constituents, we're going to accommodate them. And really, I suggest that you go to the Wading River Civic Association meetings and

PERSONAL APPEARANCES ContinuedCOUNCILMAN PRUSINOWSKI, Continued

voice your opinions there because they have certainly made their opinion known here and we're going to act mainly because of their opinion. Period. That is why we're doing it."

Guy Chriccio, "I see. And this is off the top of my hat. As legislatures and law makers, if you find something is illegal, would you go pursue it? And to put it blunt, if two or three men come and tell you people I would like to hold up that bank, let's come in with guns, you say it's illegal. These people are coming to you, they are right. They want a good community and I want a good community. We all do. But we're going about it in the wrong way. We don't take people's land like this man here and tell them we're going to do something else with it. We want it to look pretty. I want it to look pretty. That's the Planning Board's job, I believe to make things look pretty. It's not stealing other peoples property. And if that's what country rural is, that abortion across from King Kullen and it is an abortion, that's because the new country rural said they could have more space and before, they weren't allowed to. And that's also a hazard. God forbid a car or two cars blow up, these people are stuck in there. That's only part of it. Now, I feel we should leave the zoning the way it is and let our Planning Boards work the way they should and work with people. We caused enough imbalance. We caused it. We, the civic, you people. Let's get together. I'm not much of a speaker and my blood is just boiling because of this. Now, I think I'm getting a message across. I thought I got it across last time. Then when these things were built everyone went, yes you may have been right. We don't want to be right. We want to be certain. We want to be sure. Can we leave this alone? Leave the moratoriums alone, leave this country rural alone. Make our Planning Board work, really work. It can be done. There's laws in that Planning Board. Call corporations in and tell these people; hey, we want it to look good here. We don't want to just put up the building. Not just one man's opinion of what looks good. Thanks again. Sorry for getting aggravated."

Supervisor Janoski, "Thank you Guy. Tim."

Tim McHeffey, Chamber of Commerce, "I represent the Board of Directors of the Riverhead Chamber of Commerce. We have 180 members. Our position is that of opposition to this proposed moratorium and all other moratoria. We can certainly appreciate the need for traffic and parking considerations, architectural and signage esthetics, general consideration of the growth and development of our areas in an orderly manner equally considerate of the environmental impact concerns. We believe that the answer lies mainly in the process as was just stated, of planning, of good planning. This process conducted properly, will not scare people into creating sometimes haphazard development. Moratoria can and often do, have this effect. We all, I think, have the same goal in mind which is a steady well-thought out series of plans to keep our communities as beautiful and as environmentally sound as capable of being. I think it's our responsibility and obligation to do this. Again, we focus on the planning function. And I thank you for your time."

PERSONAL APPEARANCES Continued

Supervisor Janoski, "Thank you Tim. Is there anyone else present who wishes to address the Board?"

Betty Brown, "I'm representing the North Fork Environmental Council. The North Fork Environmental Council continues to support a master plan for the orderly growth in the Town of Riverhead. Such a plan should accomodate community development, at the same time emphasize the protection of the natural environment. We feel that the efforts toward creating a farm plan, the future rezoning of Jamesport and South Jamesport and the hamlet study in Wading River are just a few of the positive steps toward this orderly growth and planned development. Residential and business expansion should be the best possible quality and these objectives can only be met with the attention they are now receiving. Realizing the possibility that exists concerning developers that have no intention of waiting for studies to be completed and the impact they may have on the success of the overall planning. The North Fork Environmental Council would like to recommend that in an effort to ensure the Wading River community a successful development. Creating the moratorium in their business districts would be an effective provision toward prudent planning. Thank you."

Supervisor Janoski, "Is there anyone else present who wishes to address? Mrs. Bates."

Mrs. Bates, Wading River, "I represent Lou's Automotive Service and I'm his wife. I had to hire somebody today to do my job to come here because this is before when everyone is finished working and my husband would have liked to come but it's much too early and we don't like the way the whole thing is being handled because hamlet means small village. It's not a small village anymore. Plus the taxes are getting so high and you're putting a poor small business man out of business. When we have to borrow money to pay our taxes this year and we don't get anything for our taxes, I don't think this is fair. We want this business for our future and our children and their children and you're putting us out of business slowly this way and you're building stores that are empty. You're hurting Gull's as much as you're hurting us with all these delis and all these places that sell automobile things like drug-stores and everything or what ever comes in. You're hurting everybody there. They're all complaining. And this is an election time and I'm really surprised that you're out to hurt the people that..."

Councilman Prusinowski, "So that means you agree with a moratorium. Because what we do with a moratorium is we cut down competition for everybody up there now that's in business."

Mrs. Bates, "You've already got the competition there already. It's too late now."

Councilman Prusinowski, "But you're saying not to have a moratorium. Is that what you're telling me?"

Mrs. Bates, "No. You can't rezone us. It's not fair."

PERSONAL APPEARANCES Continued

Councilman Prusinowski, "But wait a minute. We're having a.... You're talking about; don't pass a moratorium and don't re-zone. Leave everything the way it is."

Mrs. Bates, "Yes. I'm satisfied the way we are now."

Councilman Prusinowski, "Well, then there's more business going to be moving in there and there's going to be more competition."

Mrs. Bates, "No. It's only because the real estates are out to crush little guys. We've gotten more letters from real estate places than we've ever had before."

Councilman Prusinowski, "Well, I missed your point completely. It's a marketing point. If we allow everything to stay the way it is, we have country rural in place, whatever your zoned, obusiness "B"; there will be other businesses applying. They will get their approvals, they will open up in Wading River."

Mrs. Bates, "Why doesn't everybody get together instead of fighting everybody."

Councilman Prusinowski, "We're not fighting everybody. We're trying to do a planning process."

Mrs. Bates, "We don't know why the civic association in the papers, the one that was against the way we look and there's a lot of other associations. We don't even know the people. We've never met them. I mean, can't they come as neighbors instead of putting it in the paper like that?"

Councilman Prusinowski, "That's something that you should address to them."

Mrs. Bates, "I don't even know who they are. But you're slowly choking us out. You know what are ideas are. We've spoken to you before. Thank you."

Supervisor Janoski, "If anyone would like, there are some copies of the resolution on the moratorium. Is there anyone else present who wishes to address the Board? Bill."

William Hauggard, Wading River, "Gentlemen, I would like to first to reiterate two comments I made about "CR" zoning back in December to this Board. And one is; that the parking facility allowable and totally inadequate as you can see from the example of the construction under that ordinance next to Fink's farmstand in Wading River. I really urge the Board, if it's going to continue with the "CR" zone, to definitely increase the parking required at least to that required under the old law. I think that it's sort of fantastic that you would decrease the amount of parking that is required. We're really creating quite a hazard there, in my opinion. Secondly, the other point which I raised with you which I believe has been addressed by others, is that possibly related to the parking is that the access of fire and emergency vehicles in the particular site is also very problematical. I think you've got a real

PERSONAL APPEARANCES ContinuedWILLIAM HAUGGARD, Continued

problem with that. As a general rule, I think that practically any site plan that's approved, should have the approval of or at least the recommendations of your local Fire Departments. We know in Wading River, what we have by way of equipment. We know what we have by way of water supply and access to these buildings. It is not a good situation at the one that has been built. So I urge you to give attention to that which I understand it will be brought to your attention by a meeting with Fire District Commissioners in this area. Finally, the third item which I did not mention in December, is sort of along with what some of the others have said. We are getting to a situation where the allowable uses of property, of business property are so limited in my opinion. I'm just being very general up here. That we are getting duplications of businesses where (in my opinion) we need a wider range of services. I'm just throwing that in as a general comment. Not too well thought out perhaps, but I believe we're getting like... For example; I think we're getting too many delicatessens and not enough gas stations or what have you. Now, I know that's horrible probably. I was glad. Now, I get to what I came to talk about. I'm glad you gave us this resolution because I hadn't seen the exact proposed resolution. I understand from your comments though, it's practically a conclusion. However, the old concept moratoria is not a good one. And I believe that although this resolution states that you've got to refer something to the Planning Board, it's my understanding that the Planning Board of this town, does not feel that this moratorium is required. I may be wrong. That's the way I read it in the paper; that they had rejected the need for this moratorium. I think, to me, what we're saying here is rather obvious. Because those who want this moratorium, again I call on you to correct me if I'm wrong, have bigger fish to fry. We're looking for a hamlet study. A hamlet study is a process by which the Planning Board (I assume) or the agents of the Town Planners, would examine the Master Plan, I suppose, for the area. Now, the problem with that, in my opinion gentlemen, and I mean this very very deeply, we've got to end this somewhere. We went all through this 15 or 20 years ago. We planned for Wading River. We knew this development was coming. We zoned for that for what we wanted at that time. And at that time, it was in accordance with the wishes of the civic associations and everybody there except, I don't know who's against it. It's all been done. It's all been done. There are changes that might be better because of economic changes and other conditions. And these, the Planning Board itself says we can handle that. The Planning Board has said we can handle that. To consequently change zoning, is disruptive of business and it is actually in many ways, a degradation of property. It is not fair to consequently keep changing zoning. And that is what you must be after with this moratorium. There's no other reason you would pass such a moratorium other than to study zoning with the purpose in mind of changing it. So I strongly urge you to defeat this resolution."

Supervisor Janoski, "Thank you Bill. Sid."

PERSONAL APPEARANCES Continued

Sid Bail, Wading River, "President of Wading River Civic Association. I don't have any prepared remarks since I didn't know that this was going to be a hearing type format. But just a couple of things I'd like to say because I see a lot of faces here, respected people in the community who have been here a long time and I just want you to understand the suggested hidden agenda, bigger fish to fry, the real intent and etc. The real intent is as Guy Chriccio mentioned, to have a good community. And a moratorium alone is something that I think we would fight for because I'd buy the point that it's not a very good planning instrument. But a moratorium that is short termed and is connected with a hamlet study, that would take something like "CR" and bring about some necessary changes because we don't defend what went in across from King Kullen. We're not very happy with it. And this is a critical junction and that's why we fought very hard for this and I'm not ashamed. I don't view this as an anti-business measure. We're not trying to deny people the right to develop their property. But I don't know. I use to live in Miller Place and I don't know if you're familiar with what has happened in the last couple of years along 25A. Very quickly, all of the land was developed at once. And I don't think any planner should be happy with what happened there. This is what we've been fighting for to prevent this. And we want the land developed. We want a short-termed moratorium and we want it connected with the hamlet study. We're not trying to deny anyone their rights but the community has rights also. Thank you."

Supervisor Janoski, "Is there anyone else present who wishes to address the Board?"

Milton Warner, "I'd like to hear the Board's opinion and your names."

Councilman Prusinowski, "You will. And when we vote, I'm sure everybody will have something to say on it. And I'll even spell my last name for you."

Supervisor Janoski, "Doctor."

Dr. Parvis Farahzad, "I own an industrial parcel right in the Wading River corridor that you're talking about. Before you enacted this "CR" zoning, we, together with my secretary, wrote to a few of the people that live in Wading River and we got about 20 or 25 signatures and two affidavits that people want another supermarket. Yes, it's true. The few of them that you have already doesn't allow that. So I think that the civic association has to say; we are the representative of the whole community in Wading River. So if you wanted to know exactly what everybody in Wading River feels, you should send letters to different houses and ask their opinion because 30 people that have set interests, does not represent the whole community. Most people go to work, come home tired, they don't want to be bothered with the politics but conflict they want. So, nice shopping centers where they live, they want that. And if you are going to change the zoning, you also should disallow any housing to be built around there because with housing and people moving in, they need shopping and conveniences. Now, if you look at the King Kullen Shopping Center on a

PERSONAL APPEARANCES ContinuedDR. PARVIS FARAHZAD, Continued

Saturday afternoon, the whole place is packed. There's no parking. It means people have to shop there. There is no room to shop and the supermarket is not big enough. Of course, we have convenient stores. We have five or six delis. Of course it's going to be counter-productive. But also, you have to understand that if you go to two thousand houses or so, that Wading River is eventually going to have there, you have to provide shopping for these people. That's all. Thank you."

Supervisor Janoski, "Thank you. Is there anyone else?
Ok. Let's take up the resolutions."

RESOLUTIONS

#420 AWARDS BID FOR CONSTRUCTION OF WATER TANK AT WADING RIVER.

(See Water District Minutes)

#421 MAKES ENVIRONMENTAL DETERMINATION CONCERNING THE ESTABLISHMENT OF EXTENSION 32J OF THE RIVERHEAD WATER DISTRICT.

(See Water District Minutes)

#422 AUTHORIZES PURCHASE OF WADING RIVER TANK SITE.

(See Water District Minutes)

#423 APPROVES SGT. DAVID CHESHIRE ATTENDANCE AT THE N.Y.S. CRIME PREVENTION COALITION STEERING COMMITTEE.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, the State of New York, Division of Criminal Justice Services, is holding a Crime Prevention Coalition Steering Committee Meeting on the 16th and 17th days of June, 1987 at the Hotel Lenox in Buffalo, New York; and

WHEREAS, Sgt. David Cheshire has been chosen to represent Long Island at this steering committee and assist in developing a Statewide Crime Prevention Coalition; and

WHEREAS, the State of New York will be paying for Sgt. David Cheshire's lodging.

NOW, THEREFORE, BE IT

RESOLVED, that Sgt. Cheshire's attendance at the N.Y.S. Crime Prevention Coalition Steering Committee meeting is approved; and

BE IT FURTHER RESOLVED, that Sgt. David Cheshire will receive \$160.00 towards airfare and \$150.00 towards travel and food expenses.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#424 AUTHORIZES SOLICITATION FOR BIDS FOR RENOVATIONS TO RESTROOMS AND NEW RESTROOMS AT STOTSKY PARK.

RESOLUTIONS Continued

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

RESOLVED, that the Town Clerk be and is hereby authorized to advertise for Sealed Bids for the Renovation and New Restroom facilities at Stotsky Park for the Riverhead Recreation Department and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to open and publicly read aloud said bids at 11:00 a.m. on July 16, 1987 at Town Hall, 200 Howell Avenue, Riverhead, New York and to make a report of said bids to the Town Board at the next public meeting following the opening of the bids.

NOTICE TO BIDDERS

Separate sealed proposals will be received by the Town Clerk until 11:00 a.m. prevailing time on July 16, 1987, at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, at which time they will publicly be opened and read for the:

RENOVATIONS TO RESTROOM FACILITIES AND NEW RESTROOM FACILITIES AT STOTSKY PARK, RIVERHEAD, NEW YORK.

Instruction to Bidders, Proposal Form, Contract Form, General Conditions, Supplemental General Conditions, Special Conditions, Plans and Specifications may be obtained and examined at the office of the Town Clerk at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, tel: (516) 727-3200.

The Deposit for a complete set of Plans and Specifications is \$50. Checks shall be made payable to the Town of Riverhead. A refund in full will be made to the bidders returning the documents in good condition within ten (10) days of the opening of the bids, provided a formal proposal has been submitted by the bidder. A fifty (50%) percent refund will be made to nonbidders returning the documents.

Security for each bid must be submitted with each bid in an amount not less than five percent (5%) of the Base Bid in the form and subject to the conditions set forth in the "Instructions to Bidders".

The successful bidder shall be required to furnish a Performance and Payment Bond in the amount of One Hundred Percentum (100%) of the accepted bid guaranteeing the completion of the work in accordance with the Drawings and Specifications and the payment of all obligations arising thereunder in the form and subject to the conditions set forth in the "Instructions to Bidders".

The Town Board reserves the right to reject any and all bids and solicit for new bids and to waive any informalities in the Proposals and to accept or reject any and all Alternates or Unit Prices if, in its opinion, the best interests of the Town will thereby be promoted.

No Bid shall be withdrawn pending the decision of the Town Board which shall be made within forty-five (45) days after the date of the bid opening.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

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RESOLUTIONS Continued:

#425 AUTHORIZES SOLICITATION FOR BIDS FOR CONSTRUCTION OF
RESTROOM FACILITY AT SOUTH JAMESPORT BEACH

Councilman Pike offered the following resolution, which was seconded by Councilman Boschetti.

RESOLVED, that the Town Clerk be and is hereby authorized to advertise for Sealed Bids for the Construction of Restroom Facility at South Jamesport Beach for the Riverhead Recreation Department, and be it further :

RESOLVED, that the Town Clerk be and is hereby authorized to open and publicly read aloud said bids at 11:05 A.M. on July 16, 1987, at Town Hall, 200 Howell Avenue, Riverhead, New York and to make a report of said bids to the Town Board at the next public meeting following the opening of the bids.

NOTICE TO BIDDERS

TOWN OF RIVERHEAD
200 Howell Avenue
Riverhead, New York 11901

Separate sealed proposals will be received by the Town Clerk until 11:05 a.m. prevailing time on July 16, 1987, at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, at which time they will publicly be opened and read for the:

CONSTRUCTION OF RESTROOM FACILITY AT
SOUTH JAMESPORT BEACH, SOUTH JAMESPORT, NEW YORK

Instructions to Bidders, Proposal Form, Contract Form, General Conditions, Supplemental General Conditions, Special Conditions, Plans and Specifications may be obtained and examined at the office of the Town Clerk at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, tel. no. (516) 727-2100.

The Deposit for a complete set of Plans and Specifications is \$50.00. Checks shall be made payable to the Town of Riverhead. A refund in full will be made to the bidders returning the documents in good condition within ten (10) days of the opening of the bids, provided a formal proposal has been submitted by the bidder. A fifty (50%) percent refund will be made to nonbidders returning the documents.

Security for each bid must be submitted with each bid in an amount not less than five percent (5%) of the Base Bid in the form and subject to the conditions set forth in the "Instructions to Bidders".

The successful bidder shall be required to furnish a Performance and Payment Bond in the amount of One Hundred Percentum (100%) of the accepted bid guaranteeing the completion of the work in

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RESOLUTIONS Continued:

accordance with the Drawings and Specifications and the payment of all obligations arising thereunder in the form and subject to the conditions set forth in the "Instructions to Bidders".

The Town Board reserves the right to reject any and all bids, and solicit for new bids and to waive any informalities in the Proposals, and to accept or reject any and all Alternates or Unit Prices if, in its opinion, the best interests of the Town will thereby be promoted.

No bid shall be withdrawn pending the decision of the Town Board which shall be made within forty-five (45) days after the date of the bid opening.

BY ORDER OF THE TOWN BOARD
TOWN OF RIVERHEAD
Suffolk County
Riverhead, New York

By: IRENE J. PENDZICK
TOWN CLERK

DATED: June 22, 1987

The vote, Boschetti, Yes, Pike, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#426 AUTHORIZES SOLICITATION FOR BIDS FOR HANDICAPPED ASPHALTIC PATHWAYS AT STOTSKY PARK

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Town Clerk be and is hereby authorized to advertise for Sealed Bids for the Handicapped Asphaltic Pathways at Stotsky Park for the Riverhead Recreation Department, and be it further,

RESOLVED, that the Town Clerk be and is hereby authorized to open and publicly read aloud said bids at 11:10 A.M. on July 16, 1987 at Town Hall, 200 Howell Avenue, Riverhead, New York, and to make a report of the said bids to the Town Board at the next public meeting following the opening of the bids.

NOTICE TO BIDDERS

TOWN OF RIVERHEAD
200 Howell Avenue
Riverhead, New York 11901

Separate sealed proposals will be received by the Town Clerk until 11:10 A.M. prevailing time on July 16, 1987, at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, at which time they will publicly be opened and read for the:

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RESOLUTIONS Continued:HANDICAPPED ASPHALTIC PATHWAYS
AT STOTSKY PARK, RIVERHEAD, NEW YORK

Instructions to Bidders, Proposal Form, Contract Form, General Conditions, Supplemental General Conditions, Special Conditions, Plans and Specifications may be obtained and examined at the office of the Town Clerk at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, Tel. No. (516) 727-3200.

The Deposit for a complete set of Plans and Specifications is \$50.00. Checks shall be made payable to the Town of Riverhead. A refund in full will be made to the bidders returning the documents in good condition within ten (10) days of the opening of the bids, provided a formal proposal has been submitted by the bidder. A fifty (50%) percent refund will be made to nonbidders returning the documents.

Security for each bid must be submitted with each bid in an amount not less than five percent (5%) of the Base Bid in the form and subject to the conditions set forth in the "Instructions to Bidders".

The successful bidder shall be required to furnish a Performance and Payment Bond in the amount of One Hundred Percentum (100%) of the accepted bid guaranteeing the completion of the work in accordance with the Drawings and Specifications and the payment of all obligations arising thereunder in the form and subject to the conditions set forth in the "Instructions to Bidders".

The Town Board reserves the right to reject any and all bids, and solicit for new bids and to waive any informalities in the Proposals, and to accept or reject any and all Alternates or Unit Prices if, in its opinion, the best interests of the Town will thereby be promoted.

No bid shall be withdrawn pending the decision of the Town Board which shall be made within forty-five (45) days after the date of the bid opening.

BY THE ORDER OF THE TOWN BOARD
TOWN OF RIVERHEAD
Suffolk COUNTY
Riverhead, N.Y.

BY: IRENE J. PENDZICK
TOWN CLERK

DATED: June 22, 1987

The vote, Boschetti, Yes, Pike Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS Continued:#427 REQUEST COUNTY OF SUFFOLK TO NOURISH BEACHES BETWEEN MIAMOGUE LAGOON AND HAWKS CREEK

Councilman Lombardi offered the following resolution, which was seconded by Councilman Prusinowski.

WHEREAS, residents in the vicinity of Miamogue Lagoon and Hawks Creek have experienced severe beach erosion; and

WHEREAS, the County of Suffolk, through the offices of Gregory J. Blass, Presiding Officer of the Suffolk County Legislature, has expressed its willingness by letter dated June 11, 1987, to conduct a beach nourishment program at this location.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead heartily urges the County of Suffolk to institute a beach nourishment program for the area between Miamogue Lagoon and Hawks Creek; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Gregory J. Blass, Presiding Officer of the Suffolk County Legislature, and A. Barton Cass, Commissioner, Suffolk County Department of Public Works.

The vote, Boschetti, Yes, Pike, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#428 APPOINTS 90-DAY TEMPORARY LABORER TO HIGHWAY DEPT.

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike.

WHEREAS, in order to have desired cement work completed within the Town it is necessary to hire temporary individuals to perform said work.

NOW, THEREFORE, BE IT

RESOLVED, that Thomas Lucas be hired as a 90-day temporary laborer at the hourly compensation rate of \$5.50 commencing July 6, 1987.

The vote, Boschetti, Yes, Pike, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#429 APPROVES SITE PLAN, AS AMENDED, OF DUBOIS T. SMITH

Councilman Pike offered the following resolution, which was seconded by Councilman Boschetti.

WHEREAS, a site plan and elevations were submitted by DuBois T. Smith for the construction of a metal storage building to be located at East Main Street, Riverhead, New York; and

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RESOLUTIONS Continued:

WHEREAS, the Planning Department has reviewed the site plan dated March 4, 1986, revised April 29, 1987, as prepared by Young & Young, Land Surveyors, and amended by the Planning Department, and elevations dated May 19, 1987, as prepared by Gordon K. Ahlers, P.E. and amended by the Planning Department, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved, and

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned, dated March 4, 1986, revised April 29, 1987 and May 29, 1987 and submitted by Young & Young and Gordon K. Ahlers, P.E., respectively.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by DuBois T. Smith for the construction of metal storage building to be located at East Main Street, Riverhead, New York, site plan dated March 4, 1986, revised April 29, 1987, as prepared by Young & Young, Land Surveyors, and amended by the Planning Department, and elevations dated May 29, 1987, as prepared by Gordon K. Ahlers, P.E., and amended by the Planning Department, be and are hereby approved, subject to the following:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a certified copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk and filed with the Town Clerk;

3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property, that all signage so proposed shall be coordinated in appearance and design and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;

4. That the applicant is familiar with Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same;

5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, be maintained at the premises;

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RESOLUTIONS Continued:

6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;

7. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;

8. That adequate parking for the handicapped pursuant to State and Federal law shall be provided that and each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto. Further, the execution and filing of this document, DuBois T. Smith hereby authorizes the Town of Riverhead to enter premises at East Main Street, Riverhead, New York, to enforce said handicapped parking regulations;

9. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to DuBois T. Smith, the Riverhead Planning Department and the Riverhead Building Department.

DECLARATION AND COVENANT

THIS DECLARATION, made the _____ day of June, 1987, by DuBois T. Smith, residing at c/o Marcy Avenue, Riverhead, New York, 11901, Declarant.

WHEREAS, Declarant is the owner of a certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto as provided by the Declarant; and

WHEREAS, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead and the owner and prospective owners of said parcel that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan, said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel.

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RESOLUTIONS Continued:

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns, to wit:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure, prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;
3. That the Declarant is familiar with Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same;
4. Trash receptacles of a decorative design approved by the Planning Department prior to their installation at the site, shall be maintained at the premises;
5. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town code;
6. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;
7. That adequate parking for the handicapped pursuant to State and Federal law shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto;
8. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
9. That any and all landscaped areas shall be regularly maintained in a professional manner; and that any planters, planter boxes, window boxes or other container plantings shall be likewise maintained on a year-round basis.

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RESOLUTIONS Continued:

Declarant has hereunto set his hand and seal the day and year above first written.

DuBois T. Smith

STATE OF NEW YORK)
)ss.:
COUNTY OF SUFFOLK)

On this _____ day of June, 1987, before me personally came DuBois T. Smith, the owner of certain real property located at East Main Street, Riverhead, New York, the subject property of the declaration and covenant and understands the contents thereof; and that he did swear to me that he executed the same.

NOTARY PUBLIC

The vote, Boschetti, Yes, Pike, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#430 AUTHORIZES TOWN CLERK TO PUBLISH AND POST "HELP WANTED AD
RE: ORDINANCE INSPECTOR

Councilman Prusinowski offered the following resolution, which was seconded by Councilman Lombardi.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below "Help Wanted" ad for the position of Ordinance Inspector with the Town of Riverhead.

HELP WANTED

The Town of Riverhead is seeking a qualified individual to serve in the position of Ordinance Inspector, who is a high school graduate and has two years experience in inspectional or investigative work utilizing codes or standardized procedures and regulations.

or

Satisfactory equivalent combination of the above education and experience.

Interested individuals must submit an application to the Accounting Department, 200 Howell Avenue, Riverhead, New York, between the hours of 8:30 A.M. and 4:30 P.M. weekdays, No

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RESOLUTIONS Continued;

applications will be accepted, for this position after July 10, 1987. The Town of Riverhead, does not discriminate on the basis of race, color, national origin, sex, age or handicapped status in employment or the provision of service.

BY ORDER OF THE RIVERHEAD TOWN BOARD
IRENE J. PENDZICK, TOWN CLERK

The vote, Boschetti, Yes, Pike, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#431 AUTHORIZES TOWN CLERK TO POST AND PUBLISH "HELP WANTED AD"
RE: ACCOUNT CLERK TYPIST (ENTRY LEVEL POSITION)

Councilman Lombardi offered the following resolution, which was seconded by Councilman Prusinowski.

RESOLVED, the Town Clerk be and is hereby authorized to post and publish the below "Help Wanted Ad" for the position of Accounty Clerk Typist (Entry Level Position).

HELP WANTED

The Town of Riverhead is seeking a qualified individual to serve in the position of Account Clerk Typist (Entry Level Position), who has had a minimum of two years experience in bookkeeping.

Interested individuals must submit an application to the Accountyng Department, 100 Howell Avenue, Riverhead, New York between the hours of 8:30 A.M. and 4:30 P.M. weekdays. No applications will be accepted, for this position, after July 10, 1987. The Town of Riverhead does not discriminate on the basis of race, color, national origin, sex, age or handicapped status in employment or the provision of service.

BY THE ORDER OF THE RIVERHEAD TOWN
BOARD

IRENE J. PENDZICK, TOWN CLERK

The vote, Boschetti, Yes, Pike, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#432 LOCAL GOVERN REGULATION OF EXTRATIVE MINING INDUSTRY

Councilman Boschetti offered the following resolution, which was seconded by Councilman Prusinowski

6/22/87

RESOLUTIONS Continued:

WHEREAS, Title 27 of Article 23 of the Environmental Conservation Law is entitled "New York State Mine Land Reclamation Law", and

WHEREAS, §23-2703 (Declaration of Policy) has been interpreted to supercede local laws relating to the extractive mining industry with the exception of local laws which impose "stricter mine land reclamation standards or requirements", and

WHEREAS, a New York State Assembly Bill A.1522 has been introduced by Assembly members Hinchey, Connors, and Wertz, and

WHEREAS, the Act thereby proposed would explicitly recognize the power of local governments over the extractive mining industry, and

WHEREAS, it is the position of this Town Board that extractive mining is a matter of local concern and should be regulated by local government, and

WHEREAS, it is deemed by the Town Board of the Town of Riverhead that the aforesaid amendment would be in the public interest in the Town of Riverhead;

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Riverhead, that the Town of Riverhead strongly endorses this proposed amendment to the Environmental Conservation Law; and be it further

RESOLVED, that the Town urges our state representatives and other officials to seek support and press for the adoption of this amendment in a timely fashion; and be it further

RESOLVED, that the Town Clerk is hereby directed to send a copy of this Resolution, upon its adoption, to the following persons:

Supervisor, Town of Babylon
Babylon Town House
200 East Sunrise Highway
Lindenhurst, NY 11757

Supervisor, Town of Smithtown
Town Hall
99 West Main Street
Smithtown, New York 11787

Supervisor, Town of East Hampton
Town Hall
159 Pantigo Road
East Hampton, N.Y. 11743

Supervisor, Town of Southampton
Town Hall
116 Hampton Road
Southampton, N.Y. 11968

Supervisor, Town of Islip
Town Hall
655 Main Street
Islip, N.Y. 11751

Supervisor, Town of Southold
Town Hall
53095 Main Road
Southold, N.Y. 11971

Supervisor, Town of Brookhaven
205 South Ocean Avenue
Patchogue, N.Y. 11772

Mario M. Cuomo, Governor
State Capital
Albany, N.Y. 12224

Supervisor, Town of Shelter Island
Town Hall
Shelter Island, N.Y. 11964

I. William Bianchi, Jr.,
State Assemblyman
24 Orchard Road
East Patchogue, N.Y. 11772

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RESOLUTIONS Continued:

John L. Behan, State Assemblyman
The Plaza, P.O. Box 1005
Montauk, N.Y. 11954

Robert Gaffney, State Assemblyman
P.O. Box 1004, 1145 Route 112
Port Jefferson Station, N.Y. 11776

Kenneth P. LaValle, State Senator
1779 Middle Country Road
Centereach, N.Y. 11720

James J. Lack, State Senator
3B 42 NYS Office Building
Hauppauge, N.Y. 11787

Caesar Trunzo, State Senator
NYS Office Building
Hauppauge, N.Y. 11787

A. Rettaliata, State Assemblyman
1783 New York Avenue
Huntington Station, N.Y. 11746

Robert C. Wertz, State Assemblyman
1783 New York Avenue
Huntington Station, N.Y. 11746

Senator Farley
Senate Chambers
Rm. 123 Capitol
Albany, N.Y. 12224

Senator Dunne
Senate Chambers
Rm. 123 Capitol
Albany, N.Y. 12224

Senator Stafford
Senate Chambers
Rm. 123 Capitol
Albany, N.Y. 12224

Senator Schermerhorn
Senate Chambers
Rm. 123 Capitol
Albany, N.Y. 12224

Senator Johnson
Senate Chambers
Rm. 123 Capitol
Albany, N.Y. 12224

Senator Daly
Senate Chambers
Rm. 123 Capitol
Albany, N.Y. 12224

Senator McHugh
Senate Chambers
Rm. 123 Capitol
Albany, N.Y. 12224

Senator Leichter
Senate Chambers
Rm. 123 Capitol
Albany, N.Y. 12224

Senator Hoffmann
Senate Chambers
Rm. 123 Capitol
Albany, N.Y. 12224

Senator Quattrociocchi
Senate Chambers
Rm. 123, Capitol
Albany, N.Y. 12224

Senator Stachowski
Senate Chambers
Rm. 123, Capitol
Albany, N.Y. 12224

Senator Stavisky
Senate Chambers
Rm. 123, Capitol
Albany, N.Y. 12224

Senator Cook
Rm. 901 Legislative Office Bldg.
Albany, N.Y. 12224

Senator Tully
Rm 901, Legislative Office Bldg.
Albany, N.Y. 12224

Senator Rolison
Rm. 901 Legislative Office Bldg.
Albany, N.Y. 12224

Senator Seward
Rm. 901, Legislative Office Bldg.
Albany, N.Y. 12224

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RESOLUTIONS Continued:

Senator Hoffmann
Rm. 901 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman, Hinchey
R. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Grannis
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Hoyt
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Yevoli
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman E.C. Sullivan
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Connelly
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Pillittere
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Bragman
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Connor
Rm. 623, Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Halpin
Rm. 623, Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Brodsky
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Tonko
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Brennan
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Tocci
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Parment
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman DiNapoli
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Zaleski
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Pataki
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Casale
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Parola
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Straniere
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman R.H. Miller
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

Assemblyman Ortloff
Rm. 623 Legislative Office Bldg.
Albany, N.Y. 12224

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RESOLUTIONS Continued:

The vote, Boschetti, Yes, Pike, Yes, Prusinowski, Yes, Lombardi, Yes, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#433 ADOPTS RESOLUTION RE: ADOPTION OF LOCAL LAW # OF
1987 ENTITLED, :MORATORIUM ON FORMAL SITE PLAN APPLICATIONS
IN THE BUSINESS CR ZONING CLASSIFICATION USE DISTRICT

Councilman Pike offered the following resolution, which was seconded by Councilman Boschetti.

WHEREAS, a public hearing was held on the 16th day of June, 1987, at 8:05 o'clock p.m. regarding the imposition of a moratorium on all formal site plan applications within the Business CR Zoning Use District, Route 25A, Wading River, New York; and

WHEREAS, all persons wishing to be heard were heard.

NOW, THEREFORE, this Board finds that:

1. The Town Board of the Town of Riverhead has previously referred to the Town Planning Board for their review and recommendation changes in the Country Rural Zoning Use Classification District which would affect parcels of property in Wading River currently zoned Country Rural;

2. These changes, if enacted, would have a material effect on site layout and building designs, which changes could have a substantial impact upon the quality of life within the hamlet of Wading River;

3. The Town Planning Board has been empowered by this board to conduct a long-term study of the needs of the Wading River hamlet area as part of the on-going revision of the Town Master Plan;

4. It is in the public interest and for the health, welfare and safety of the Town of Riverhead that a moratorium as herein-after detailed be enacted.

NOW, THEREFORE, BE IT

RESOLVED, that a moratorium be and is hereby imposed effective at the close of business on June 16, 1987, for all formal site plans submitted to the Riverhead Building Department; and be it further

RESOLVED, that this Local Law shall become effective upon filing with the Secretary of State and shall remain in effect until November 2, 1987; and be it further

RESOLVED, that the Town Clerk and the Town Board is hereby directed to reject all formal site plan applications after the close of business on June 16, 1987; and be it further

RESOLVED, that the Code of the Town of Riverhead be and is hereby amended to include this Local Law; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a copy of this resolution once in the Riverhead News-Review, and to forward certified copies of this resolution to the Riverhead Building Department, the Riverhead Planning Board and the Riverhead Planning Department.

RESOLUTIONS Continued

Councilman Pike, "This, ladies and gentlemen, is the moratorium resolution. I could read it in whole but we distributed copies. If anybody would like it read, I will do so. Basically, it has to do with stopping any future site plan applications or approvals during the time of the hamlet study for the Wading River area. I would like to say that in needing it, that to whatever extent those of you in the audience feel a problem with this, let me suggest to you a constructive way of dealing with it and it is this. There are a number of problems in Wading River. And part of the problem in Wading River is our existing zoning. To Mr. Hauggard, the idea that what was appropriate 15 years ago should still be carved in stone is just basically something that I disagree with. We have to constantly take a look at what we do and make sure it is appropriate for the time. The fundamental problem with "CR" as it exists now is that it does not allow some of the things that Bill wants to see. For example, it does not provide for an organized system of transportation other than leading things on to Route 25 or Wading River/Manorville Road. And that the whole concept of hamlet development might be approved by doing transportation and requiring this sort of circular perimeter roads I guess would be a good way of describing it, to allow fire access and to allow safety vehicles to get into building areas. Secondly, "CR" only works to control architectural design and make beautiful buildings on one lot. It in fact, makes the assumption that we've got to buffer these lots from each other because it provides for buffers between all of the existing lots out there. I'm not so sure that is what a good hamlet looks like, what a good village looks like. In fact, villages grow up, historically, without a great deal of foresight. The thing that we would end up with was a whole pile of hedge rows with "CR" the way it is now. I think it's better to look at planning as the precedent for a new "CR" zone which would be an improved "CR" zone. So that we can coordinate what is going on in the entire hamlet area there. Merely what you have before you here is whether we will stop things now so that you can control what the Village of Wading River will look like in your hands or whether you will let people come in on a site by site basis and do it. And there will be enormous opportunity here for those of you who want to see improvements and "CR" improvements in Wading River to contribute to that final product. And we are creating space to do that. The hamlet study itself will be the forum to do that and to whatever extent you disagree with directions substantively that we're heading, this is that opportunity to make sure that when we finally come out of the moratorium and that when we finally adopt zoning for Wading River, that it is a consensus of what that community wants. This moratorium gives you the space to do that. And so without any lack of enthusiasm, I'm in total support. I move the resolution for the moratorium."

Councilman Boschetti, "Mr. Chairman. This again, is one of those emotional questions that come before the Board once in a while. And any time we get involved with zoning, it's obvious to us on the Board, just how vehement opposing positions can be. And both sides to the question always have a very good point. However, we did hold a public hearing on this matter and I'm very glad that folks that did not have a chance to speak at that

RESOLUTIONS ContinuedCOUNCILMAN BOSCHETTI, Continued

time, did so today before the vote. I also received personally, a number of phone calls both pro and con on this issue. The Planning Board did in fact, as Mr. Hauggard pointed out, rejected the concept of the moratorium. However, on questioning the question I posed to the Planning Board member who is here at the public hearing that evening, said to me and everyone present, that the Planning Board did not consider the fact nor did they discuss the fact that there is not now continuance ongoing planning throughout the town on a day to day basis. They did not consider that planning because they do not have a planning staff, does not go on. And therefore, somewhat sporadic. Since we don't have a planning concept, a planning mechanism that goes on every day, a moratorium (in my mind) becomes necessary. Perhaps it would not be if we had the ongoing planning which we hope to have in place shortly. Once we have that in going and we have someone working at it every day, maybe we won't need moratoriums in the future. As a philosophy, I don't agree with them either. However, from the basis of practicality, I'm going to second the motion and I will be voting for it."

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Councilman Prusinowski, (before voting) "When this moratorium of any kind was first proposed in Wading River, I was totally against it. I first said that we put in place country rural zoning. We have been doing ongoing zoning here since 1980 since I've been on the Board. We have been debating. The Planning Department comes down to dollars and cents and philosophy. I think this issue has gotten completely blown out of proportion. Unfortunately, I think property owners and certain group citizens of the town have been manipulated by people in office. I really resent the fact that some of the language has gotten inflammatory. I do agree with Bill in certain respects. Planning was done in '73. However, I think it should always be updated like we did when we put in country rural. The bottom line is; we all want Wading River to develop in an orderly fashion like the rest of the Town of Riverhead. That is why we're going to pursue with a hamlet study. I didn't propose this moratorium, but I'm certainly going to vote for it. And I want to follow through on a hamlet study and I even suggested to the Board today that a list of planners be developed by the Planning Department and give it to the Wading River Civic Associations and they give us a recommendation of who they would like the planning study done by. But I would like to make a caution to the Wading River Civic Association. I saw a corridor study that was done many years by Raymond, Pine, and Parrish. You would be disappointed with professional planners in some respect. Because I have a feeling that what some of the members of the association wants, is really not what planners are come into you with. And we'll see what happens. I think you should go to the Planning Board because they're going to spear head this thing, give your input. If I owned property up here, I definitely would go to the Planning Department. I'm going to vote yes."

RESOLUTIONS Continued

Councilman Lombardi, (before voting) "I have to say that I don't agree with all moratoriums. But this one here, I do feel that we have to put it in. Because to have a hamlet study and the right type of hamlet study, we have to put a moratorium in to stop progress from coming in right now. And I'm voting for it."

Supervisor Janoski, (before voting) "A very difficult vote. The area had a moratorium in the past. "CR" was the result. The entire area was rezoned. What we have seen from practical experience is that "CR" needed to be revised and as a matter of fact, I expect a report from the Planning Board after the Thursday meeting recommending complete revision to business "C-rural". We have already taken the step of reducing lot coverage to 17% from 25%. There is a termination of this moratorium. We have agreed to supply and to develop without what we call a request for proposals. That the Planning Board will be asked as they have already been, to move ahead with this hamlet study. And also, the Board has agreed to finance these studies with an amount of money (\$200,000). That being done, and it is my hope that we can complete this before November 2nd, I will support the resolution and vote yes."

#434 AUTHORIZES DISPLAY AD.

Councilman Lombardi offered the following resolution which was seconded by Councilman Pike.

WHEREAS, there has been an additional telephone number supplied to the Dog Pound which is governed by the Riverhead Town Board; and

WHEREAS, the additional telephone number will accomodate the public to contact the Dog Warden during the time the Riverhead Town Hall is closed.

WHEREAS, the additional telephone number will be 727-1618.
NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk is hereby authorized to publish a Display Ad in the following form in the Riverhead News-Review.

TOWN OF RIVERHEAD
NOTICE

To Contact the Dog Control Officer in any matter regarding DOGS - call the new telephone number:

727-1618


The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "No further business and without objection, adjourned."

There being no further business on motion or vote, the meeting adjourned at 4:48 p.m.

IJP:nm


Irene J. Pendzick
Town Clerk